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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/000,294	12/04/2001	Cheng-Shing Lai	3313-0438P-SP	8941
2292	7590	10/06/2005	EXAMINER	
BIRCH STEWART KOLASCH & BIRCH			SHARMA, SUJATHA R	
PO BOX 747				
FALLS CHURCH, VA 22040-0747			ART UNIT	PAPER NUMBER
			2684	

DATE MAILED: 10/06/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

<b>Office Action Summary</b>	<b>Application No.</b>	<b>Applicant(s)</b>	
	10/000,294	LAI ET AL.	
Examiner	Art Unit	2684	
Sujatha Sharma			

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

#### Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

#### Status

- 1) Responsive to communication(s) filed on 08 August 2005.
- 2a) This action is FINAL.                    2b) This action is non-final.
- 3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

#### Disposition of Claims

- 4) Claim(s) 1-7 and 9 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) Claim(s) \_\_\_\_\_ is/are allowed.
- 6) Claim(s) 1-7,9 is/are rejected.
- 7) Claim(s) \_\_\_\_\_ is/are objected to.
- 8) Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

#### Application Papers

- 9) The specification is objected to by the Examiner.
- 10) The drawing(s) filed on \_\_\_\_\_ is/are: a) accepted or b) objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

#### Priority under 35 U.S.C. § 119

- 12) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
  - a) All    b) Some \* c) None of:
    1. Certified copies of the priority documents have been received.
    2. Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
    3. Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

#### Attachment(s)

- |   |   |
|---|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892)   | 4) <input type="checkbox"/> Interview Summary (PTO-413)                     |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)                                    | Paper No(s)/Mail Date. _____  |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)<br>Paper No(s)/Mail Date _____. | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
|   | 6) <input type="checkbox"/> Other: _____.                                   |

## DETAILED ACTION

### *Claim Rejections - 35 USC § 103*

1. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

2. Claims 1-3,5,7 is rejected under 35 U.S.C. 103(a) as being unpatentable over Nguyen [US 2003/0038786] in view of Iwata [US 6,535,749].

Regarding claim 1, Nguyen discloses a handheld computer having moveable segments that are interactive with integrated display. Nguyen further discloses:

a protective cover, with a window opening, connected to the PDA body for sliding relative to the PDA body to a first position for completely exposing the display panel and to a second position for covering the display panel with exposing part of the display panel corresponding to the window opening, a surface of the protective cover having a plurality of function keys. See Figs. 1,2 18-22, page 1, paragraphs 10-14; pages 2,3, paragraphs 47-52, pages 7,8, paragraphs 113-129.

Nguyen further discloses an actuating mechanism that is used for selection of displayed data. See page 3, paragraphs 61,62.

However, he does not specifically disclose method wherein the PDA body has a picture switching switch and the picture switching switch is pressed in the second position to make the display panel display only pictures relevant to cellular phone functions in an area seen through the window opening and is released in the first position to let the display panel show a picture

relevant to the functions of PDA. Further he does not disclose a method wherein the picture switching switch is actuated by said sliding of said protective cover.

Iwata, in the same field of endeavor, teaches a portable information apparatus with a switching switch and the picture switching switch is pressed in the second position to make the display panel display only pictures relevant to cellular phone functions in an area seen through the window opening and is released in the first position to let the display panel show a picture relevant to the functions of PDA. Further he teaches a method wherein the picture switching switch is actuated by said sliding of said protective cover See col. 5, lines 60-67, col. 8, lines 45-47, col. 31, line 59 – col. 32, line 62 and Figs. 46-50.

Therefore it would have been obvious to one with ordinary skill in the art at the time the invention was made to provide the above teachings of Iwata to Nguyen in order to allow the user to obtain the desired screen with fewer number of operations and with less waiting time.

Regarding claim 2, Nguyen further discloses a PDA wherein the PDA body and the protective cover respectively have sliding groove and a locking hook and change relative position by the sliding groove and the locking hook sliding on each other. See pages 5,6 paragraphs 95-100.

Regarding claims 3,5 Nguyen further discloses the PDA wherein the PDA body has a blocker for preventing the locking hook from breaking away from the sliding groove in the first position. See pages 5,6 paragraphs 95-100.

Regarding claim 7, Nguyen discloses a PDA wherein the PDA body has a hole for fitting the display panel and the display panel has a raising rim coupled with the window opening for forming a tiny display window in the second position. See Figs. 18-22 and page 7, paragraphs 114-122.

3. Claims 4,6 are rejected under 35 U.S.C. 103(a) as being unpatentable over Nguyen [US 2003/0038786] and Iwata [US 6,535,749] in view of Headon [US 6,324,386].

Regarding claims 4,6, Nguyen discloses all the limitations as discussed in treating claim 1. However he fails to disclose a method wherein the blocker is flexible.

Headon, in the same field of endeavor, teaches a mobile phone having foldable cover. He further teaches a method where in the blocker for preventing the locking hook from breaking away from the sliding groove in the first position is a flexible blocker. See col. 4, lines 1-11 and col. 5, lines 24-27.

Therefore it would have been obvious to one with ordinary skill in the art at the time the invention was made to provide the above teachings of Headon to modified Nguyen in order to open and close the cover for the phone/PD device with ease and provide the device with a less substantial hinge mechanism.

4. Claim 9 is rejected under 35 U.S.C. 103(a) as being unpatentable over Nguyen [US 2003/0038786] and Iwata [US 6,535,749] in view of Barnett [US 6,771,939].

Regarding claim 9, Nguyen discloses all the limitations as treated in claim 1. However, he does not specifically disclose a method wherein the PDA body and the protective cover

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respectively have an electric induction plate connected to the internal circuit of the PDA body and a sliding conductor used to connect the functional keys so that the function keys is used to perform operations and executions through the connection and conduction between the electric induction plate and the function keys whenever the protective cover installed on the PDA body and slides relative to the PDA body.

Barnett, in the same filed of endeavor, teaches a PDA wherein the PDA body and the protective cover respectively have an electric induction plate connected to the internal circuit of the PDA body and a sliding conductor used to connect the functional keys so that the function keys is used to perform operations and executions through the connection and conduction between the electric induction plate and the function keys whenever the protective cover installed on the PDA body and slides relative to the PDA body. See col. 3, lines 31-63.

Therefore it would have been obvious to one with ordinary skill in the art at the time the invention was made to provide the above teachings of Barnett to modified Nguyen in order for proper functioning of the hand-held device with a sliding cover.

*Response to Arguments*

5. Applicant's arguments with respect to claims 1-7,9 have been considered but are moot in view of the new ground(s) of rejection.

*Conclusion*

6. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

Lee [US 2002/0183099]      Multiple display panels for different modes of operation for conveying personality

Boesen [US 6,892,082]      Cellular telephone and personal digital assistant

7.      Applicant's amendment necessitated the new ground(s) of rejection presented in this Office action. Accordingly, **THIS ACTION IS MADE FINAL**. See MPEP § 706.07(a). Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the date of this final action.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Sujatha Sharma whose telephone number is 571-272-7886. The examiner can normally be reached on Mon-Fri 7.30am - 4.00pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Nay Maung can be reached on 571-272-7882. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Sujatha Sharma  
September 19, 2005

EDAN ORGAD  
PATENT EXAMINER/TELECOMM.

L.O. 9/30/05